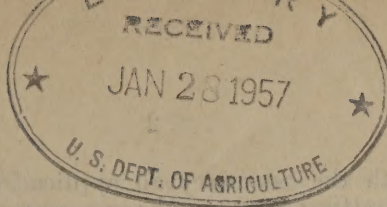


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Issued August 1934

UNITED STATES DEPARTMENT OF AGRICULTURE

AGRICULTURAL ADJUSTMENT ADMINISTRATION

CONTINENTAL UNITED STATES BEET SUGAR REGULATIONS, SERIES 1

HEARINGS WITH RESPECT TO MARKETING ALLOTMENTS TO PROCESSORS OF THE QUOTA FOR THE CONTINEN- TAL UNITED STATES BEET SUGAR PRODUCING AREA

BEET SUGAR REGULATIONS MADE BY THE SECRETARY OF AGRI- CULTURE UNDER THE AGRICULTURAL ADJUSTMENT ACT

UNITED STATES DEPARTMENT OF AGRICULTURE, OFFICE OF THE SECRETARY.

By virtue of the authority vested in the Secretary of Agriculture by the Agricultural Adjustment Act, approved May 12, 1933, as amended, I, H. A. WALLACE, Secretary of Agriculture, do make, prescribe, publish and give public notice of the following regulations with the force and effect of law, to be in force and effect until amended or superseded by regulations hereafter made by the Secretary of Agriculture.

ARTICLE I—DEFINITIONS

SECTION 100. As used in these regulations:

- (a) The term "Secretary" means the Secretary of Agriculture of the United States.
- (b) The term "Department" means the United States Department of Agriculture.
- (c) The term "person" means an individual, corporation, partnership, unincorporated association, or any other business unit.

ARTICLE II—PROVISIONS RELATING TO HEARINGS WITH RESPECT TO MARKETING ALLOTMENTS TO PROCESSORS OF THE QUOTA FOR THE CON- TINENTAL UNITED STATES BEET SUGAR PRODUCING AREA

SECTION 200. If any grower of sugar beets produced in the continental United States beet-sugar-producing area, or any processor thereof, considers himself aggrieved by any marketing allotment of the quota for such area theretofore made, because of the failure of the processor to whom such allotment has been made to establish or maintain a just relation between the price paid by such processor to producers of sugar beets and the price received by him from sugar manufactured therefrom, or other reason, or because of the failure on the part of the Secretary to make an allotment to any processor,

NOTE: The sections of these regulations are numbered according to the corresponding numbers of the articles. Thus the first section of the first article is sec. 100, the first section of the second article is sec. 200, etc.

he may file with the Secretary an application, under oath, for a public hearing, setting forth good cause why such a hearing should be had and data in support thereof; and thereafter, the Secretary will afford such person an opportunity for a public hearing, at which all interested persons may be heard, such hearing to be held in the manner hereinafter provided.

SEC. 201. Notice will be given in respect of any such proposed hearing, of the subject matter, time, and place of such hearing:

(a) by posting a copy of a written notice thereof on the official bulletin board or boards in the Administration Building of the Department and in the Office of the Chief Hearing Clerk of the Agricultural Adjustment Administration at Washington, D. C.,

(b) by issuing a press release containing a copy of said notice and by making available in the Administration Building of the Department copies of such press release,

(c) by forwarding a copy of such notice by registered mail to the person with respect to whose allotment the application for hearing has been made,

(d) by forwarding a copy of said notice to all persons to whom the Secretary has made an allotment of the quota concerned, and

(e) by forwarding a copy of said notice to each association of sugar beet growers which has theretofore requested in writing to be so notified by the Department.

SEC. 202. Such notice of hearing will be given at least ten days prior to the date of hearing set forth in said notice, unless the Secretary shall determine that an emergency requires a shorter period of notice, in which case the period of notice will be that which the Secretary may determine to be reasonable in the circumstances.

SEC. 203. Every such hearing will be conducted by a Presiding Officer, who will be the Secretary, or such officer or employee of the Department of Agriculture as the Secretary may designate in writing, and any such designation may be made or revoked by the Secretary at any time before or during any hearing. Such hearings will be conducted in the manner to be determined by the Presiding Officer, and such Presiding Officer, by virtue of his appointment as such, shall, subject to the provisions of the Agricultural Adjustment Act and applicable regulations issued pursuant thereto, be deemed to be an officer designated by the Secretary within the purview of Section 400 of General Regulations, Series 1, Revision 1, and will have the powers granted to such an officer.

SEC. 204. Such hearing will be held at the time and place set forth in the notice of hearing and may at such time and place be continued from day to day, or adjourned to a later day or to a different place without notice other than announcement thereof at the hearing, by the Presiding Officer.

SEC. 205. All persons desiring to testify at any such hearing or to file written statements or written arguments in connection therewith, shall before the opening of such hearing cause their names to be filed with the Chief Hearing Clerk, or shall cause their names to be filed at such hearing at the opening thereof with said Chief Hearing Clerk, or with an Assistant Hearing Clerk present at such hearing who shall be designated by the Presiding Officer. Any person who

has not caused his name to be filed shall not be entitled to be heard or to file written statements or written arguments, unless the Presiding Officer, in his discretion, shall permit the later filing of names in cases in which in his judgment the public interest so requires.

SEC. 206. Testimony given at such hearings shall be reported verbatim. Ten copies of all written statements or written arguments, unless the Presiding Officer authorizes a lesser number, shall be typewritten, mimeographed, or printed, and filed in the office of the Chief Hearing Clerk. All oral or written statements concerning matters of fact shall be submitted upon oath. As soon as practicable after the conclusion of each such hearing a copy of the transcript of testimony and of each such written statement or written argument shall be available for public inspection between 9:00 a.m. and 4:30 p.m. on week days and 9:00 a.m. and 1:00 p.m. on Saturdays, holidays excepted, at the office of the Chief Hearing Clerk.

SEC. 207. (a) Such hearing shall be concluded within such time as the Presiding Officer shall determine, after which time no oral testimony will be taken, but written statements or written arguments, in the form prescribed by the next preceding paragraph, may be filed with the Chief Hearing Clerk within such time thereafter, and upon such terms, as the Presiding Officer may designate. A copy of such written statements or written arguments shall be available for public inspection, during the hours provided for in the next preceding paragraph, at the Office of the Chief Hearing Clerk upon the filing thereof.

(b) Any person desiring a copy of the transcript of the testimony or of any filed written statement or written argument shall be entitled to the same upon application to the Chief Hearing Clerk and upon payment of the reasonable cost thereof.

In testimony whereof, I have hereunto set my hand and caused the official seal of the Department of Agriculture to be affixed in the City of Washington this 25th day of July, 1934.



H. Wallace
Secretary of Agriculture.

Approved:

Franklin D. Roosevelt

The President of the United States.

AUGUST 10, 1934.

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Franklin D. Roosevelt

The President of the United States

August 10, 1934